

# FAX TRANSMISSION

**DATE:** February 3, 2006

**PTO IDENTIFIER:** Application Number 10/538,071-Conf. #8916

Patent Number

**Inventor:** Antonio CAMARGO et al.

**MESSAGE TO:** US Patent and Trademark Office

**FAX NUMBER:** (571) 273-8300

**FROM:** BIRCH, STEWART, KOLASCH & BIRCH, LLP  
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**Attorney Dkt. #:** 4705-0111PUS1

**PAGES (Including Cover Sheet):** 26

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Certificate of Transmission (1 page)

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Application No. (if known): 10/538,071

Attorney Docket No.: 4705-0111PUS1

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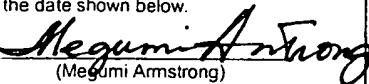
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Letter submitting Declaration and Request to Re-issue Notice of Missing Requirements (3 pages)  
Declaration (2 pages)  
Print-out of PAIR page dated January 6, 2006 (1 page)  
Print-out of docket for January 4, 2006 (18 pages)

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(Megumi Armstrong)

Docket No.: 4705-0111PUS1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Antonio CAMARGO et al.

Application No.: 10/538,071

Confirmation No.: 8916

Filed: June 9, 2005

Art Unit: N/A

For: PROCESS FOR THE DETERMINATION OF  
THE PRIMARY STRUCTURE OF THE  
MESSENGER RNA CODING FOR THE  
HUMAN RECOMBINANT  
ENDOOLIGOPEPTIDASE A (HEOPA)  
[AF217798]...

Examiner: Not Yet Assigned

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Under the provisions of 27 C.F.R. 1.495, attached hereto are the following additional items necessary for entering the national phase in connection with the above-identified PCT international application.

Attached is the Executed Declaration and Power of Attorney.

The Government Filing Surcharge for late filing of oath and/or declaration in the amount of \$130.00 in accordance with 37 C.F.R. §§ 1.494 and 1.492 was previously paid for concurrently with the filing of the application on June 9, 2005.

Applicants respectfully request for re-issuance of a Notice of DO/EO Missing Requirements in this application.

#### I. Statement of Relevant Facts

The present application was filed on June 9, 2005 as a National Stage application under 35 USC § 371 of International Application PCT/BR2003/000189. The application was filed without an executed Declaration/Power of Attorney signed by the inventors.

On June 20, 2005, Applicants' Representative received from the inventors the signed Declaration/Power of Attorney for filing in the application. This paper has been held by Applicants' Representative for filing after receipt of a Notice of DO/EO Missing Requirements in this application.

On January 6, 2006, as no communication had been received from the USPTO, Applicants' Representative checked the PAIR system to determine the status of the application and found an entry dated November 4, 2005 indicating that a Notice of DO/EO Missing Requirements had been mailed in this application. That Notice has never been received by Applicants' Representative.

On January 6, 2006, Applicants' Representative telephoned Mr. Jeremy Fleming at the PCT Help Desk to inquire what might be done to receive the missing Notice. Mr. Fleming was quite helpful, and indicated that he would try to obtain the file and send the missing Notice via facsimile to Applicants' Representative. That facsimile has not yet been brought to the attention of Applicants' Representative and in a subsequent telephone call to Mr. Fleming on January 25, 2006 he indicated that he had sent the paper. Applicants' Representative requested a second transmission and Mr. Fleming was again cooperative but indicated that the file was no longer in his area.

Applicants' Representative has run the docket for the date of January 4, 2006, the date upon which a reply to the Notice of DO/EO Missing Requirements would have been due. A copy of the docket is attached; serial numbers of the applications have been redacted, to protect client confidences. The docket number for this application is 4705-0111PUS1. As can be seen, there is no docket entry for this file for the date of January 4, 2006.

## II. Statement of Relief Requested

Applicants' Representative respectfully requests that the Notice of DO/EO Missing Requirements indicated as mailed on November 4, 2005 be re-mailed to the address for **Customer Number 2292** and that the date for response be re-set accordingly.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: February 3, 2006

Respectfully submitted,

By Mark J. Nuell  
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## PATENT APPLICATION INFORMATION RETRIEVAL



Search results as of: 1-6-2006::10:59:55 E.T.

Search results for application number: 10/538,071			
Application Number:	10/538,071	Customer Number:	2292
Filing or 371(c) Date:	-	Status:	Application Undergoing Preexam Processing
Application Type:	Utility	Status Date:	06-20-2005
Examiner Name:	-	Location:	PCT-CENTRAL FILES 703-921-1282
Group Art Unit:	1632	Location Date:	11-10-2005
Confirmation Number:	8916	Earliest Publication No:	-
Attorney Docket Number:	4705-0111PUS1	Earliest Publication Date:	-
Class/ Sub-Class:	-/-	Patent Number:	-
First Named Inventor:	Antonio Camargo, ,	Issue Date of Patent:	-
Title Of Invention:	Process for the determination of the primary structure of the messenger rna coding for the human recombinant		

### Search Options

Continuity Data
Foreign Priority
Publication Review

### File History

Date	Contents Description
11-04-2005	Notice of DO/EO Missing Requirements Mailed
06-09-2005	Initial Exam Team nn

Docket for 1-4-06

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